

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

DANA-FARBER CANCER INSTITUTE, )  
INC. a/k/a THE JIMMY FUND )

Plaintiff, )

v. )

BOC GROUP, INC. d/b/a BOC GASES )

Defendant/Third-Party Plaintiff, )

v. )

TAYLOR-WHARTON, HARSCO )  
CORPORATION, GAS & FLUID )  
CONTROL GROUP and PACER )  
DIGITAL SYSTEMS INC. )

Third-Party Defendants. )

Cause No. 1:04-cv-12612-RWZ

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U.S. DISTRICT COURT  
DISTRICT OF MASSACHUSETTS  
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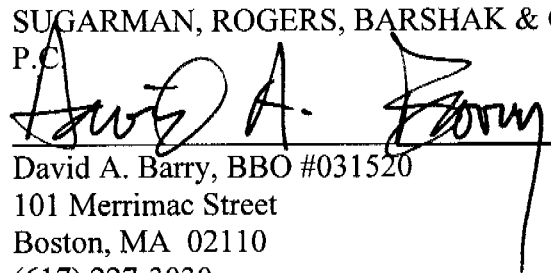
**MOTION FOR ADMISSION OF**  
**ATTORNEY PAUL C. SWEENEY TO APPEAR *PRO HAC VICE***

Pursuant to Local Rule 83.5.3(b) of the United States District Court for the District of Massachusetts, David A. Barry, a member of the bar of this Court who has filed an appearance in this case, hereby moves that Paul C. Sweeney, Esquire, of the law firm of Harrison & Moberly, LLP in Indianapolis, Indiana, be admitted to appear and practice in this Court *pro hac vice*. The certificate of Mr. Sweeney required by Local Rule 83.5.3(b) is filed herewith.

Respectfully submitted,

SUGARMAN, ROGERS, BARSHAK & COHEN,  
P.C.

By:

  
David A. Barry, BBO #031520  
101 Merrimac Street  
Boston, MA 02110  
(617) 227-3030

Local Counsel for Third-Party Defendant  
Pacer Digital Systems, Inc.

Dated: April 25, 2005

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

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**AFFIDAVIT OF PAUL C. SWEENEY, ESQUIRE,**  
**IN SUPPORT OF MOTION FOR PRO HAC VICE ADMISSION**

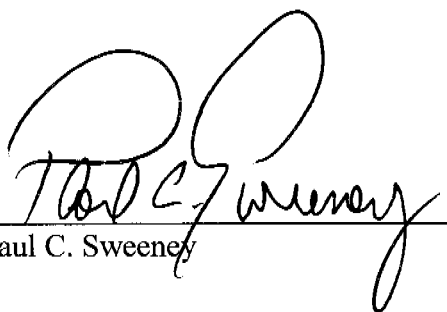
I, Paul C. Sweeney, am an attorney admitted to practice law in the State of Indiana, and I  
certify as follows:

1. I am a member of the law firm of Harrison & Moberly, LLP, and I make this  
affidavit in support of my application for leave to practice in this Court.
2. I have been admitted to practice law in the State of Indiana since 1997.  
Attached hereto as **Exhibit A** is a certificate from the Supreme Court of  
Indiana showing that I am admitted to practice law in the State of Indiana and  
that I am in good standing in that jurisdiction.
3. I am also a member in good standing with the Bars of the United States  
Supreme Court, United States Seventh Circuit Court of Appeals and the

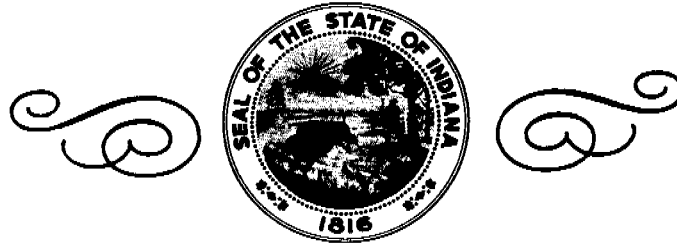
United States District Courts for the Northern and Southern Districts of Indiana.

4. There are no disciplinary proceedings pending against me as a member of the bar in any jurisdiction.
5. I have been requested by the Defendant, Pacer Digital Systems, Inc., to represent their interests in this matter.
6. This matter involves the complex field of law concerning product maintenance, monitoring, installation and general liability, in which I have developed a particular proficiency.
7. My admission *pro hac vice* will serve the interests of the Defendant and will also facilitate the efficient litigation of this matter.
8. If admitted *pro hac vice*, I agree to adhere and be subject to the Supreme Judicial Court Rule 3:07 and any and all successors thereto.

SIGNED UNDER THE PAINS AND PENALTIES OF PERJURY THIS 22<sup>nd</sup>  
DAY OF April, 2005.

  
Paul C. Sweeney

# SUPREME COURT OF THE STATE OF INDIANA



## *Certification*

STATE OF INDIANA, SS:

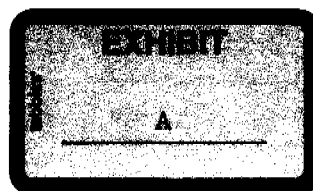
I, David C. Lewis, Clerk of the Supreme Court  
of Indiana, do hereby certify that

PAUL CONRAD SWEENEY

is a member of the bar of said Court since admission on  
NOVEMBER 3rd 1997, and is in good  
standing therein.

GIVEN under my hand and the seal of said Court at Indianapolis,  
Indiana, this 22nd day of APRIL, 20 05.

\_\_\_\_\_  
DAVID C. LEWIS  
CLERK, SUPREME COURT OF INDIANA



UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

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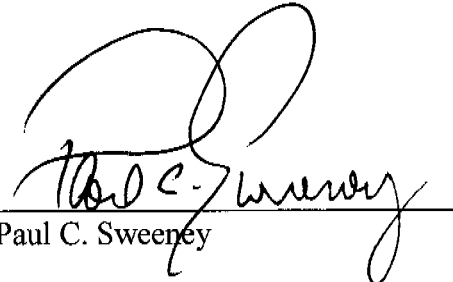
**CERTIFICATE PURSUANT TO LOCAL RULE 83.5.3(b) IN SUPPORT OF  
MOTION FOR ADMISSION *PRO HAC VICE* OF PAUL C. SWEENEY**

Pursuant to Local Rule 83.5.3(b) of the Local Rules of the United States District Court  
for the District of Massachusetts, I, Paul C. Sweeney, hereby certify that:

1. I am a member of the law firm Harrison & Moberly, LLP, of Indianapolis, Indiana.
2. I have been admitted to practice law in the State of Indiana since 1997. Attached to the Affidavit of Paul C. Sweeney, Esquire, in Support of Motion for *Pro Hac Vice* Admission as **Exhibit A** is a certificate from the Supreme Court of Indiana showing that I am admitted to practice law in the State of Indiana and that I am in good standing in that jurisdiction.

- 3 I am also a member in good standing with the Bars of the United States Supreme Court, United States Seventh Circuit Court of Appeals and the United States District Courts for the Northern and Southern Districts of Indiana.
- 4 There are no disciplinary proceedings pending against me as a member of the bar in any jurisdiction.
- 5 I have been requested by the Defendant, Pacer Digital Systems, Inc., to represent its interests in this matter.
- 6 This matter involves the complex field of law concerning product maintenance, monitoring, installation and general liability, in which I have developed a particular proficiency.
- 7 My admission *pro hac vice* will serve the interests of the Defendant and will also facilitate the efficient litigation of this matter.
- 8 If admitted *pro hac vice*, I will diligently follow the Local Rules of the United States District Court for the District of Massachusetts and conduct myself professionally, ethically and courteously.

SIGNED UNDER THE PAINS AND PENALTIES OF PERJURY THIS 22<sup>nd</sup> DAY  
OF April, 2005.

  
Paul C. Sweeney